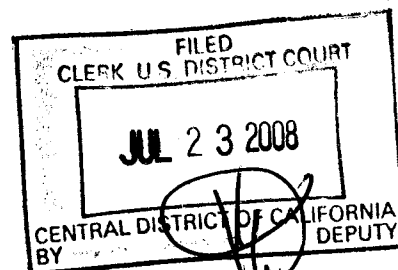


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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

UNITED STATES OF AMERICA,
Petitioner,
vs.
MARGARET A. ELLIOTT,
Respondent.

Case No. SACV08-00808 JVS (RNBx)
~~PROPOSED~~
ORDER TO SHOW CAUSE

Upon the Petition and supporting Memorandum of Points and Authorities, and the supporting Declaration to the Petition, the Court finds that Petitioner has established its *prima facie* case for judicial enforcement of the subject Internal Revenue Service (IRS) summons. See *United States v. Powell*, 379 U.S. 48, 57-58, 85 S.Ct. 248, 13 L.Ed.2d 112 (1964).

Therefore, **IT IS ORDERED** that Respondent appear before this District Court of the United States for the Central District of California, at the following address on specified dated and time, and show cause why the testimony and

1 production of books, papers, records, and other data demanded in the subject IRS
2 summonses should not be compelled:

3 Date: Monday, September 8, 2008

4 Time: 11:00 Am

5 Courtroom: 10C

6 Address: ☐ United States Courthouse

7 312 North Spring Street, Los Angeles, California, 90012

8 ☐ Roybal Federal Building and United States Courthouse

9 255 E. Temple Street, Los Angeles, California, 90012

10 ☒ Ronald Reagan Federal Building and United States Courthouse

11 411 West Fourth Street, Santa Ana, California, 92701

12 ☐ Brown Federal Building and United States Courthouse

13 3470 Twelfth Street, Riverside, California, 92501

14
15 **IT IS FURTHER ORDERED** that copies of the following documents be served
16 on Respondent by personal delivery or certified mail:

17 1. This Order; and

18 2. The Petition, Memorandum of Points and Authorities, and accompanying
19 Declaration.

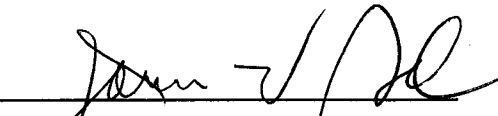
20 Service may be made by any employee of the IRS or the United States Attorney's
21 Office.

22 **IT IS FURTHER ORDERED** that within ten (10) days after service upon
23 Respondent of the herein described documents, Respondent shall file and serve a
24 written response, supported by appropriate sworn statements, as well as any
25 desired motions. If, prior to the return date of this Order, Respondent files a
26 response with the Court stating that Respondent does not oppose the relief
27 sought in the Petition, nor wish to make an appearance, then the appearance of
28

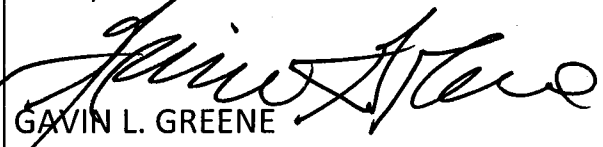
Respondent at any hearing pursuant to this Order to Show Cause is excused, and Respondent shall comply with the summonses within ten (10) days thereafter.

IT IS FURTHER ORDERED that all motions and issues raised by the pleadings will be considered on the return date of this Order. Only those issues raised by motion or brought into controversy by the responsive pleadings and supported by sworn statements filed within ten (10) days after service of the herein described documents will be considered by the Court. All allegations in the Petition not contested by such responsive pleadings or by sworn statements will be deemed admitted.

DATED: 7.23.08


U.S. DISTRICT COURT JUDGE

Respectfully submitted,
THOMAS P. O'BRIEN
United States Attorney
SANDRA R. BROWN
Assistant United States Attorney
Chief, Tax Division


GAVIN L. GREENE
Assistant United States Attorney
Attorneys for United States of America